IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:-

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

MONDAY, THE 12TH FEBRUARY 2007 / 23RD MAGHA 1928

Crl.Rev.Pet.No.4618 of 2006(B)

CrL.A.476/2005 OF THE COURT OF SESSIONS, KOTTAYAM DIVISION.
C.C.1011/2002 OF THE COURT OF THE JUDICIAL MAGISTRATE
OF THE I CLASS, VAIKOM.

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REVISION PETITIONER: APPELLANT/ACCUSED:-

LISSY JOSE (LIZY JOSE),
AGED 32 YEARS, W/O.JOSE,
KOLLAMPARAMBIL HOUSE, KALLARA SOUTH P.O.,
VAIKOM, KOTTAYAM.

BY ADV. SRI.P.K.SHAJU

RESPONDENTS: RESPONDENT/COMPLAINANT:-
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1. K.V.JOSE (K.V.JOSEPH),
KAITHAMATTATHIL HOUSE,
ARUNUTTIMANGALAM P.O.,
KULASEKHARAPURAM P.O.,
KADUTHURUTHI, VAIKOM, KOTTAYAM.

2. STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

R1 BY ADV.SRI.J.JULIAN XAVIER
SRI.FIROZ K.ROBIN
R2 BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU.

THIS CRIMINAL REVISION PETITION HAVING BEEN FINALLY HEARD ON 12/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:-

K.R.Udayabhanu,J.

Crl.R.P.No.4618 of 2006

Dated, this the 12th day of February, 2007

ORDER

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for six months and to pay a compensation of Rs.60,000/- under Section 357(3) of the Code of Criminal Procedure and in default, to undergo simple imprisonment for three months more.

2. The findings are concurrent. I find that there is no scope for interference. The counsel has only sought for time to make the payment. Hence, the finding and sentence is confirmed. The revision petitioner/accused is granted five months time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the Judicial First Class Magistrate, Vaikom on 12.7.2007 to receive the sentence.

The revision petition is disposed of as above.

K.R.Udayabhanu
Judge

vku/-